

1 BEFORE THE ARIZONA STATE BOARD OF OSTEOPATHIC EXAMINERS
2 IN MEDICINE AND SURGERY
3 FOR THE STATE OF ARIZONA
4
5

6 IN THE MATTER OF:)
7 The Application for License by)
8 MARC E. JAFFE, D.O.)
9 For the practice of Osteopathic)
10 Medicine in the State of Arizona)
11 _____

12 **STIPULATION**

11 STIPULATION

12 By mutual agreement and understanding, the Arizona
13 State Board of Osteopathic Examiners ("Board") and Marc E.
14 Jaffe, D.O. (hereinafter "Applicant"), the parties hereto agree
15 to the following disposition of this matter.

16 1. Applicant acknowledges that he has read this
17 Stipulation and the attached Stipulated Consent Order; and,
18 Applicant is aware of and understands the content of these
19 documents.

20 2. Applicant understands that by entering into this
21 stipulation, he voluntarily relinquishes any right to a hearing
22 on the matters alleged as ground for Board action or to seek
23 judicial review of the consent order in state or federal court.

24 3. Applicant understands that this Stipulation and
25 Order will not become effective unless approved by this Board
26 and signed by its Executive Director.

1 4. Applicant further understands that this Stipulation
2 and Consent order, once approved and signed, shall constitute a
3 public record which may be disseminated as a formal action of
4 the Board. *

5 5. Applicant admits to the facts and consents to all
6 the terms contained in the Stipulated Order.

7 6. Applicant acknowledges and agrees that upon signing
8 and returning this document to the Board, he may not later
9 revoke or amend this stipulation or the consent order, without
10 Board approval.

11 IT IS HEREBY STIPULATED AND AGREED that any violation
12 of said Board Order constitutes unprofessional conduct as
13 defined in A.R.S. § 32-1855.

14 REVIEWED AND ACCEPTED this 20 day of July, 1995.

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16
17 
Marc E. Jaffe, D.O.

18 State of Pennsylvania)
19) ss
20 County of Montgomery)

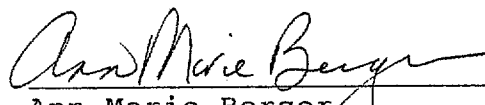
21 This instrument was acknowledged before me this 20
22 day of July, 1995, by the above named individual.

23 
24 Notary Public
(PRINT OR TYPE NAME HEREUNDER)

25 My Commission Expires:
26 _____

Notarial Seal
William C. Neff, Notary Public
Hatfield Boro, Montgomery County
My Commission Expires May 10, 1999
Member, Pennsylvania Association of Notaries

1 REVIEWED AND SIGNED this 25th day of July, 1995,
2 for the Board by:
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6 Ann Marie Berger
7 Board Executive Director
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BEFORE THE ARIZONA STATE BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY
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10 IN THE MATTER OF:)
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12 The Application for License by) BOARD ORDER
13 MARC E. JAFFE, D.O.)
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15 For the practice of Osteopathic)
16 Medicine in the State of Arizona)
17)
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14 TO: Marc E. Jaffe, D.O.

15 This matter last came before the Board of Osteopathic
16 Examiners (hereinafter, "Board"), at its public meeting on June
17 29, 1995, for consideration of the pending application for
18 licensing by the Board. Based upon the foregoing Findings of
19 Facts and Conclusions of Law, the Board enters its Order
20 granting the Applicant a license subject to the acceptance of
21 this stipulated Order and the conditions for probation set forth
22 more specifically hereinafter.

23 STATEMENT OF FACTS

24 1. Marc E. Jaffe, D.O., has submitted an application
25 for licensing by the Board which was received on and about May
26 2, 1994.

1 2. Pursuant to Order issued by the Pennsylvania State
2 Board of Osteopathic Medicine in 1990, Applicant's license to
3 practice as an osteopathic physician in the State of
4 Pennsylvania was suspended for three months which was followed
5 by a period of probation.

6 3. Based upon the aforementioned disciplinary action
7 taken by the Pennsylvania State Board of Osteopathic Medicine,
8 this Board entered in 1990 an Order revoking Applicant's
9 license to practice osteopathic medicine in the State of
10 Arizona.

11 4. The Board has received written verification that
12 the Applicant's license to practice as an osteopathic physician
13 in the State of Pennsylvania is currently considered to be in
14 good standing and without restriction.

15 CONCLUSIONS OF LAW

16 1. The Board has jurisdiction over this matter
17 pursuant to A.R.S. § 32-1800 et seq.

18 2. The requirements of A.R.S. § 32-1822, as amended,
19 were considered by the Board. The Board concludes that the
20 prohibition set forth on the granting of a license to an
21 applicant, whose license to practice as an osteopathic physician
22 was previously revoked or suspended by an regulatory
23 jurisdiction within the United States, is subject to the
24 interpretation and implementation of subsection (F) of the
25 statute which authorizes a person who has had their Board
26 license revoked to apply for a new license after two years from

1 the date of revocation. Therefore, the Board concludes as a
2 matter of law that the decision to grant a license to this
3 Applicant is not expressly barred but is subject to the
4 discretion of the Board.

5 3. Pursuant to A.R.S. § 32-1822(D) the Board
6 concludes that a license may be issued to this Applicant
7 contingent on the Applicant entering into a stipulated Order
8 that may include a period of probation or a restriction on the
9 individual's practice of osteopathic medicine.

10 ORDER

11 NOW THEREFORE, it is hereby ordered that the Applicant
12 be granted a license to practice as an osteopathic physician in
13 the State of Arizona pursuant to the following conditions:

14 1. Marc E. Jaffe, D.O., is placed on probation for a
15 period of three years from the date of this Order.

16 2. During the aforementioned probationary period,
17 Marc E. Jaffe, D.O., shall complete a total of twenty (20)
18 additional hours of continuing medical education (in addition to
19 the statutory minimum requirements); and


20 3. Said additional continuing medical education shall
21 be in the subject area of medical ethics and billing procedures.

22 4. The aforementioned requirement for additional
23 continuing medical education shall be completed in the following
24 incremental amounts: ten (10) hours in the first calendar year
25 (i.e., 1995) of licensure and ten (10) hours in the second year
26 (i.e., 1996) of licensure.

5. Marc E. Jaffe, D.O. shall appear for probationary interview meetings with the Board at least every six months during the period of probation to review his compliance with the terms of the probationary Order and his general professional conduct.

6. Marc E. Jaffe, D.O. shall comply with all of the statutory and administrative rules governing the practice of osteopathic medicine in the State of Arizona.

Pursuant to Board Order and Stipulation this 25th day of July, 1995.


Ann Marie Berger
Board Executive Director

ORIGINAL COPY of the foregoing mailed
this 30th day of July, 1995 by certified
mail to:

Marc E. Jaffe, D.O.
1442 Southwind Way
Dresher, Penn. 19025

COPY mailed by U.S. mail to:

Duane A. Olson
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7243 North 16th Street
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Attorney for Applicant

Michael N. Harrison
Assistant Attorney General
1275 West Washington
Phoenix, Arizona 85007
Counsel for the Board

By: Valerie D. Mason
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